

WARD et al., Ser. No. 10/731,123

REMARKS

Claims 1-13 are pending. Claims 9-12 find support in original claims 5-8, respectively. Claim 13 finds support in original claims 4 and 8.

Claim 4 stands rejected under 35 U.S.C. 112, second paragraph, as being indefinite.

Applicants have amended "steps (s)" to "step (c)", thereby overcoming this rejection.

Claims 4 stands rejected under 35 U.S.C. 101 for double patenting. Applicants respectfully traverse this rejection. Applicants urge that present claim 4 is not identical to claim 1 of U.S. 6,867,327. In particular, applicants note that present claim 4 is dependent on claim 3 which recites a temperature between 75° and 80°C. This limitation is not present in claim 1 of U.S. 6,867,327. Also, claim 1 of U.S. 6,867,327 requires repeating steps (c) to (g), but present claim 4 only requires repeating step (c).

Claims 1-8 stand rejected under the judicially created doctrine of obviousness-type double patenting over U.S. 6,867,327. Applicants enclose a Terminal Disclaimer with respect to said patent, thereby overcoming this rejection.